

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA**

UNITED STATES OF AMERICA

V.

AMENDED JUDGMENT IN A CRIMINAL CASE
(For **Revocation** of Probation or Supervised Release)
(For Offenses Committed On or After November 1, 1987)

DAVID WAYNE RUPE

Case Number: DNCW308CR000240-001
USM Number:

Claire Rauscher
Defendant's Attorney

THE DEFENDANT:

X admitted guilt to violation of condition(s) 1 - addendum of the term of supervision.
 Was found in violation of condition(s) count(s) After denial of guilt.

ACCORDINGLY, the court has adjudicated that the defendant is guilty of the following violation(s):

<u>Violation Number</u>	<u>Nature of Violation</u>	<u>Date Violation Concluded</u>
1 - addendum	New law violation	6/29/08

The Defendant is sentenced as provided in pages 2 through 2 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984, United States v. Booker, 125 S.Ct. 738 (2005), and 18 U.S.C. § 3553(a).

X The Defendant has not violated condition(s) 1 - petition and is discharged as such to such violation(s) condition.

IT IS ORDERED that the Defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay monetary penalties, the defendant shall notify the court and United States attorney of any material change in the defendant's economic circumstances.

Date of Imposition of Sentence: 2/2/09



Robert J. Conrad, Jr.
Chief United States District Judge



Signed: February 26, 2009

(amended to check recommendation box on p. 2)

Defendant: DAVID WAYNE RUPE
Case Number: DNCW308CR000240-001

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IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of SEVEN (7) MONTHS.

X The Court makes the following recommendations to the Bureau of Prisons:
Court recommends that sentence be served at a halfway house with work release privileges.

 The Defendant is remanded to the custody of the United States Marshal.

 The Defendant shall surrender to the United States Marshal for this District:

 As notified by the United States Marshal.

 At a.m. / p.m. on .

X The Defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

X as notified by the United States Marshal.

 Before 2 p.m. on .

 As notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
_____, with a certified copy of this Judgment.

United States Marshal

By:

Deputy Marshal